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## 6 Attorneys for Defendant COMDATA INC.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

10 | LAMORE PAYNE,

11 Plaintiff,

12 v.

13 | COMDATA INC.,

**14** || **Defendant.**

Case No: 2:24-CV-00377-DJC-CKD

**JOINT STIPULATION TO SUBMIT MATTER  
TO ARBITRATION; REQUEST TO STAY;  
ORDER**

Complaint filed: 2/1/24

First Amended Complaint filed: 2/1/24

Second Amended Complaint filed: 2/29/24

Judge: Hon. Daniel J. Calabretta

17 Plaintiff LAMORE PAYNE ("Plaintiff"), and Defendant COMDATA INC.  
18 ("COMDATA"), by and through its respective counsel of record, hereby enter into the  
19 stipulation below with reference to the following facts:

20 WHEREAS, on or around February 29, 2024, Plaintiff filed a Second Amended  
21 Complaint against Defendant COMDATA INC., alleging a violation of the Electronic Fund  
22 Transfer Act, 15 U.S.C. § 1693 et seq.

23 WHEREAS, Comdata seeks to compel Plaintiff's claims against it to arbitration  
24 pursuant to the Cardholder Agreement that is attached hereto as **Exhibit A**.

25 WHEREAS, Plaintiff will not oppose Comdata's request in the interest of judicial  
26 economy.

27 WHEREAS, Plaintiff agrees to proceed to arbitration before the American  
28 Arbitration Association against Comdata.



## ORDER

Based on the Joint Stipulation filed by the Parties, the Court hereby ORDERS as follows: Plaintiff's claim as to COMDATA INC. is submitted to binding arbitration. This action is stayed pending completion of arbitration.

The parties shall file a joint report apprising the Court on the status of arbitration within one hundred eighty (180) days from the date of this order and every ninety (90) days thereafter or within fourteen (14) days after the completion of arbitration, whichever is sooner.

**IT IS SO ORDERED.**

Dated: June 7, 2024

/s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA  
UNITED STATES DISTRICT JUDGE